

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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VALENTINO DIXON,

Plaintiff,

v.

Case No. 19-cv-01678

CITY OF BUFFALO, et al.,

Defendants.

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**COUNTY DEFENDANTS' MOTION TO RESPOND TO  
PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY**

The County Defendants are in receipt of Plaintiff's "Notice of Supplemental Authority" filed on July 10, 2024 [195]<sup>1</sup>. We note that, contrary to Local Rule of Civil Procedure 7(a)(6), no advanced permission was given by the Court to submit additional briefing related to the County Defendants' pending motion for summary judgment.

Like the City Defendants [196], the County Defendants request permission to respond to Plaintiff's Notice of Supplemental Authority and the authority cited therein. *See Chiaverini v. City of Napoleon*, 602 U.S. ----, 144 S.Ct. 1745 (2024). The supplemental briefing will not exceed two pages. No topics other than *Chiaverini* and its application to the facts of this case will be discussed or addressed.

We thank the Court in advance for its consideration.

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<sup>1</sup> Bracketed references are to document number assigned on the Case Management/Electronic Case Files system.

Dated: July 15, 2024  
Buffalo, New York

Respectfully submitted,

**LIPPES MATHIAS LLP**

By: /s/James P. Blenk  
Jennifer C. Persico  
James P. Blenk  
*Attorneys for Defendants, County of Erie and  
former Assistant District Attorney  
Christopher Belling*  
50 Fountain Plaza, Suite 1700  
Buffalo, New York 14202  
(716) 853-5100  
jpersico@lippes.com  
jblenk@lippes.com